

## DEATH PENALTY CASES WITH STATUS\*

#	NAME	DATE	CRIME	COUNTY	COMMENT
1	Osborn, David	6-21-79	1 <sup>st</sup> degree murder	Bannock	Sentence reversed by Idaho Supreme Court, resentenced fixed life
2	Gibson, Thomas	11-5-81	1 <sup>st</sup> degree murder	Kootenai	Negotiated settlement in Ninth Circuit, pled guilty to included offense & resentenced
3	Creech, Thomas	1-25-82	1 <sup>st</sup> degree murder	Ada	Resentenced to death, appeals pending
4	McKinney, Randy	3-27-82	1 <sup>st</sup> degree murder	Butte	Sentence reversed by federal district court, resentenced fixed life, appeals pending
5	Paradis, Donald	4-7-82	1 <sup>st</sup> degree murder	Kootenai	Sentence commuted to fixed life by Gov. Batt; conviction reversed in federal district court, pled guilty to included offense & resentenced
6	Aragon, Mark	9-30-82	1 <sup>st</sup> degree murder	Blaine	Died in prison
7	Stuart, Gene	12-9-82	1 <sup>st</sup> degree murder	Clearwater	Appeals pending
8	Sivak, Lacey	4-4-83	1 <sup>st</sup> degree murder	Ada	Resentenced to death, sentence reversed by Ninth Circuit, awaiting resentencing
9	Fain, Charles	2-17-84	1 <sup>st</sup> degree murder	Canyon	Conviction reversed by federal district court pursuant to stipulation, released
10	Fetterly, Donald	2-24-84	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by federal district court, resentenced fixed life
11	Beam, Albert	3-9-84	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by Ninth Circuit, resentenced fixed life
12	Scroggins, Michael	3-9-84	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by Idaho Supreme Court, resentenced fixed life
13	Windsor, Karla	3-29-84	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by Idaho Supreme Court, resentenced fixed life
14	Lankford, Bryan	10-16-84	1 <sup>st</sup> degree murder	Idaho	Sentence reversed by U.S. Supreme Court, resentenced indeterminate life
15	Lankford, Mark	10-16-84	1 <sup>st</sup> degree murder	Idaho	Conviction reversed by Ninth Circuit, retried & sentenced to fixed life, appeals pending
16	Leavitt, Richard	12-19-85	1 <sup>st</sup> degree murder	Bingham	Resentenced to death, appeals pending
17	Charboneau, Jamie	1-28-86	1 <sup>st</sup> degree murder	Jerome	Sentence reversed by Idaho Supreme Court, resentenced fixed life

\* Includes every capital case since Idaho's new statute was enacted in 1977. There are some cases from the late 70's listed in the Reporters, but they are all based upon a death penalty statute that either permitted the imposition of the death penalty in any first-degree murder case (pre-Furman in 1972), or imposition of the death penalty in all first-degree murder cases (mandatory death penalty abolished by the Supreme Court in Woodson in 1976); those cases are not listed on this chart. This list comprises the post-Furman/Woodson cases from Idaho.

18	Pizzuto, Gerald	3-27-86	1 <sup>st</sup> degree murder	Idaho	Appeals pending
19	Rhoades, Paul	3-24-88 5-13-88	1 <sup>st</sup> degree murder (x2) & 1 <sup>st</sup> degree kidnap (x2)	Bonneville Bingham	Executed Executed
20	Paz, Federico	3-29-88	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by parties' stipulation in federal district court, resented fixed life
21	Hoffman, Maxwell	6-13-89	1 <sup>st</sup> degree murder	Owyhee	Sentence reversed by federal district court, resented fixed life
22	Card, Leslie	9-19-89	1 <sup>st</sup> degree murder	Canyon	Appeals pending
23	Pratt, James	11-30-89	1 <sup>st</sup> degree murder	Bonner	Sentence reversed by Idaho Supreme Court, resented 25-life
24	Porter, George	9-7-90	1 <sup>st</sup> degree murder	Lewis	Negotiated settlement in state district court, pled guilty to included offense & resented
25	Fields, Zane	3-7-91	1 <sup>st</sup> degree murder	Ada	Appeals pending
26	Ivey, Benjamin	5-20-91	1 <sup>st</sup> degree murder	Canyon	Sentence reversed by Idaho Supreme Court, resented fixed life
27	Wells, Keith	4-8-92	1 <sup>st</sup> degree murder	Ada	Executed
28	Dunlap, Timothy	4-20-92	1 <sup>st</sup> degree murder	Caribou	Resented to death, appeals pending
29	Barajas, Aurelio	5-27-93	1 <sup>st</sup> degree murder	Canyon	Sentence modified by state district court during Rule 35, reduced to fixed life
30	Row, Robin	12-16-93	1 <sup>st</sup> degree murder	Ada	Appeals pending
31	Wood, James	1-14-94	1 <sup>st</sup> degree murder	Bannock	Died in prison
32	Hairston, James	11-15-96	1 <sup>st</sup> degree murder	Bannock	Appeals pending
33	Lovelace, Faron	12-17-97	1 <sup>st</sup> degree murder	Bonner	Sentence reversed by Idaho Supreme Court, resented fixed life
34	Smith, Shawn	9-4-98	1 <sup>st</sup> degree murder	Bonneville	Sentence reversed by state district court during post-conviction, resented fixed life
35	Thomas, Jimmie	8-20-99	1 <sup>st</sup> degree murder	Jerome	Died in prison
36	Jauhola, Michael	5-9-01	1 <sup>st</sup> degree murder	Ada	Resented to death, appeals pending
37	Shackelford, Dale	11-1-01	1 <sup>st</sup> degree murder	Latah	Sentenced reversed by Idaho Supreme Court, resented fixed life, appeals pending
38	Payne, Darrell	5-31-02	1 <sup>st</sup> degree murder	Ada	Resented to death, appeals pending
39	Hall, Eric	1-18-05 1-3-08	1 <sup>st</sup> degree murder (x2)	Ada Ada	Appeals pending Appeals pending
40	Abdullah, Azad	3-4-05	1 <sup>st</sup> degree murder	Ada	Appeals pending